

**MORRISON & FOERSTER LLP**

Attorneys at Law  
3811 Valley Centre Drive, Suite 500  
San Diego, California 92130-2332  
Telephone: (858) 720-5100  
Facsimile: (858) 720-5125

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**To: U.S. Patent and Trademark Office**  
**MS Amendment**

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**From: Gregory P. Einhorn**

**Date: February 16, 2005**

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**Comments:**

Attorney Docket: 564462000520  
Group Art Unit: 1634  
Examiner: J. Sitton  
Serial No.: 09/888,224  
Filing Date: June 22, 2001  
Inventor(s): Jay M. SHORT et al.  
Title: ENDOGLUCANASES, NUCLEIC ACIDS ENCODING THEM AND METHODS FOR MAKING AND USING THEM (AMENDED)

**Papers attached:**

1. Transmittal (1 page)
2. Supplemental Response (2 pages)
3. Executed Declaration Under 37 CFR 1.132 (3 pages)

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**SD-244889**


PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	09/888,224
		Filing Date	June 22, 2001
		First Named Inventor	Jay M. SHORT
		Art Unit	1634
		Examiner Name	J. Sitton
Total Number of Pages in This Submission	7	Attorney Docket Number	564462000520

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Supplemental To Amendment (2 pages) Executed Declaration Under 37 CFR 1.132 (3 pages) Fax Cover Sheet (1 page)
Remarks Customer No. 45975		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	MORRISON & FOERSTER LLP	
Signature		
Printed name	Gregory P. Einhorn	
Date	February 16, 2005	Reg. No. 38,440

I hereby certify that this correspondence is being facsimile transmitted to MS Amendment, the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.

Dated: February 16, 2005

Signature:  (Norman Green)

sd-244868

FEB 16 2005

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Dated: February 16, 2005

Signature:

  
(Norman Green)

Docket No.: 564462000520 /  
007036 / D: 150-6US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jay M. SHORT et al.

Application No.: 09/888,224

Confirmation No.: 8097

Filed: June 22, 2001

Art Unit: 1634

For: ENDOGLUCANASES, NUCLEIC ACIDS  
ENCODING THEM AND METHODS FOR  
MAKING AND USING THEM (AMENDED)

Examiner: Jehanne Souza /a Sittou

**SUPPLEMENTAL TO AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Supplemental to Applicants' Amendment in Response to Non-Final Office Action filed February 3, 2005 with the U.S. Patent Office via First Class Mail, Applicants submit herewith the attached executed Declaration Under 37 C.F.R. § 1.132 (the "Declaration").

The Declaration submitted with the aforementioned Amendment was unexecuted at the time of filing. Applicants request that the enclosed executed Declaration replace the unexecuted Declaration and be made of record in the instant application.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.

sd-244860

Application No.: 09/888,224

2

Docket No.: 564462000520

564462000520. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

As previously noted in the Amendment, Applicants have requested a telephone conference with the undersigned representative to expedite prosecution of this application. After the Examiner has reviewed that response and amendment, please telephone the undersigned at (858) 720-5133.

Dated: February 16, 2005

Respectfully submitted,

By 

Gregory P. Einhorn

Registration No.: 38,440

MORRISON &amp; FOERSTER LLP

3811 Valley Centre Drive, Suite 500

San Diego, California 92130

(858) 720-5133

sd-244860